

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TRAVELERS CASUALTY AND SURETY COMPANY as
Administrator for RELIANCE INSURANCE COMPANY,

Plaintiff,

- against -

DORMITORY AUTHORITY – STATE OF NEW YORK, TDX
CONSTRUCTION CORP., and KOHN PEDERSEN FOX
ASSOCIATES, P.C.,

Defendants.

AND THIRD- AND FOURTH-PARTY ACTIONS

Case No.
07 Civ. 6915 (DLC)

**STIPULATION
OF DISMISSAL**

In re:

G.M. CROCETTI, INC.,

Debtor.

Case No.
08 Civ. 6293 (DLC)
(Consolidated Action)

G.M. CROCETTI, INC.,

Plaintiff,

- against -

TRATAROS CONSTRUCTION INC. and TRAVELERS
CASUALTY and SURETY COMPANY,

Defendants.

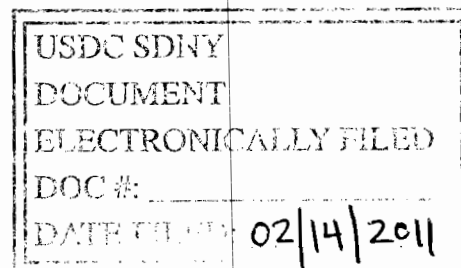
TRATAROS CONSTRUCTION INC. and TRAVELERS
CASUALTY and SURETY COMPANY,

Third-Party Plaintiffs,

- against -

DORMITORY AUTHORITY – STATE OF NEW YORK, *et al.*,

Third-Party Defendants.



IT IS HEREBY STIPULATED AND AGREED by and among the undersigned
counsel of record for the respective parties, and subject to the approval of the Court pursuant to
Fed. R. Civ. P. 41(a)(2), that:

1. All of Carolina Casualty Insurance Company's ("Carolina") cross-claims or other causes of action against Kohn Pedersen Fox Associates, P.C. ("KPF") in this action are dismissed with prejudice, and without costs.

2. All of Dayton Superior Specialty Chemical Corp. a/k/a Dayton Superior Corporation's ("Dayton") cross-claims or other causes of action against KPF in this action are dismissed with prejudice, and without costs.

3. All of KPF's causes of action against Carolina and all of KPF's causes of action against Dayton in this action are dismissed with prejudice, and without costs.

4. This Stipulation may be executed in one or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same agreement.

5. This Stipulation may be transmitted via facsimile or electronic mail, and any signatures hereupon that are so transmitted shall have the same force and effect as an ink-signed original.

Dated: New York, New York
February 9, 2011

ZICHELO & MCINTYRE LLP
Attorneys for Carolina

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GOLDBERG SEGALLA LLP
Attorneys for Dayton

By: William G. Kelly
William G. Kelly
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White Plains, NY 10606
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So ordered.

Wm. G. Kelly
Feb. 14, 2011

ZETLIN & DE CHIARA, LLP
Attorneys for KPF

By: 

David Abramovitz

801 Second Avenue
New York, NY 10017
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SO ORDERED:

Hon. Denise L. Cote, U.S.D.J.